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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/960,300	09/24/2001	Hiroshi Tsuda	826.1752	4780
21171	7590	10/30/2006	EXAMINER	
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			JASMIN, LYNDIA C	
			ART UNIT	PAPER NUMBER
			3627	

DATE MAILED: 10/30/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on May 17, 2006 and August 17, 2006 has been entered.

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

3. Claim 24-27, 29, 31-34 are rejected under 35 U.S.C. 103(a) as being unpatentable over Woolston (6,085,176), in view of Busch et al. (2002/0028708).

Woolston discloses a computer readable storage medium storing instructions that when executed cause a processor to perform a method comprising:

receiving possession specifiers, each specifying a possessed product that one of a plurality of customers possesses, transmitted from the customers via a network (via for example posting terminal where user enters descriptions such as the name of the item, and a brief description of the item);

maintaining first records, each concerning the possessed product that at least one of the customers possesses, based on the possession specifiers (via creating database of used goods or collectibles hereinafter "goods" and via creating past transaction that specifies and/or identities the owner of a particular good to a consignment node that may be networked via TCP/IP and the internet or a private or public network or service providers network);

Woolston further discloses the steps of determining, when receiving a purchase order for an identified product transmitted from the customer via the network, whether the identified product is in possession of the customer based on the record concerning the possessed product, and transmitting a result of said determining to the customer when determining that the customer possesses the product stated in the purchase order (col. 18, lines 30-47).

Woolston however fails to explicitly disclose consolidating by attribute a second records concerned with unwanted products.

Busch et al. discloses the concept of receiving unwanted product specifiers, each specifying an unwanted product any of the customers does not want any more, transmitted from any of the customers via the network (via identifying game pieces by a bar code and trading unwanted game pieces with other player);

consolidating second records concerned with unwanted products, and presenting a result of the consolidating to potential buyers (via creating a trade box with enabling players to discard unwanted pieces and obtain desired pieces).

Thus, one of ordinary skill in the art at the time the invention was made would have modify the plurality of markets for items into specifying what kinds of collectives a consignment node user possess, and/or does not possess as taught by Woolston to include the consolidating of unwanted product in Busch et al. in order to facilitate exchange to product and/or article among multiple users.

Response to Arguments

4. Applicant's arguments with respect to claims 24-27, 29, 31-34 have been considered but are moot in view of the new ground(s) of rejection.
5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Peppel, Nicolaisen et al. and Walker et al. are cited as art of interest.

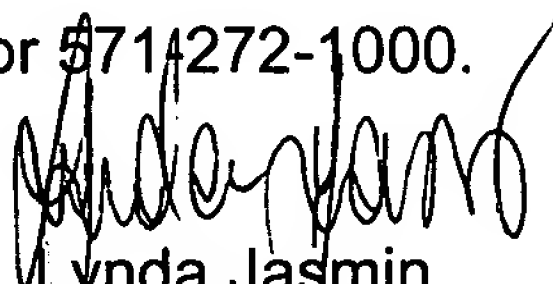
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lynda Jasmin whose telephone number is (571) 272-

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6782. The examiner can normally be reached on Monday- Friday (9:30-6:00) with Thursday Telework.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Alexander Kalinowski can be reached on (571) 272-6771. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Lynda Jasmin
Primary Examiner
Art Unit 3627

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